



05-30-01

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PATENT
ATTORNEY DOCKET NO.: 053683-5001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Assistant Commissioner for Patents
BOX PATENT APPLICATION
Washington, D.C. 20231



**TRANSMITTAL FOR A NEWLY EXECUTED ORIGINAL APPLICATION
UNDER 37 C.F.R. §1.53(b)**

This is a request for filing a patent application under 37 C.F.R. §1.53(b) for:

Inventors: Andrew C. MYERS et al.

For: "SYSTEM AND METHOD FOR EFFICIENT WIDE AREA NETWORK ROUTING"

1. This is a new ☒ **Utility** ☐ **Design** ☐ **Plant** patent application.
2. The papers enclosed to obtain a filing date are as follows:
 - 31 Pages of Specification including
 - 1 Title Page
 - 4 Pages of Claims
 - 1 Page(s) of Abstract of the Invention
 - 9 Sheets of formal drawings containing 9 Figures
 - ☐ The enclosed drawing(s) are photograph(s), and there is also attached a PETITION TO ACCEPT PHOTOGRAPH(S) AS DRAWING(S)
3. Declaration and Power of Attorney by Assignee is:
 - ☒ Enclosed and is executed by all inventors.
 - ☐ Not Enclosed.

This application is being filed under the provisions of 37 C.F.R. §1.53(f).
Applicant(s) await notification from the Patent and Trademark Office of the time set for filing the Declaration and paying the filing fees.

4. Language

☒ English☐ Non-English

This application is being filed in accordance with 37 C.F.R. §1.52(d) and §608.01 of the MPEP. Applicant(s) await notification from the Patent and Trademark Office of the time set for filing the verified English translation and the processing fee.

5. Assignment

☒ An assignment of the invention to 61C Networks, Inc. and a PTO Form-1595, Recordation Form Cover Sheet, are enclosed.

☐ An assignment will be filed at a later date.

6. Priority - foreign applications under 35 U.S.C. §119(a)-(d) or §365(b) or PCT international applications under 35 U.S.C. §365(a) designating at least one country other than the U.S.

☐ Priority of the following foreign application(s) is claimed:

Country	Application No.	Filed

Certified copy(ies): ☐ is/are attached. ☐ will follow.

7. Priority based on provisional application(s) - 35 U.S.C. §119(e)

☐ Priority of the following provisional application(s) is claimed:

Application No.	Filed

A. Relate Back - 35 U.S.C. §119(e)

☐ Amend the specification by inserting before the first line the sentence:
 "This application claims priority of copending provisional application(s)
 No. _____ filed on _____."

8. Small entity status

☒ Applicant claims small entity status. See 37 C.F.R. 1.27.

9. Fee Calculation (37 C.F.R. §1.16)

CLAIMS FOR FEE CALCULATION				
	Number Filed	Number Extra	at Rate of	Basic Fee Utility \$710.00 Design \$320.00
Total Claims (37 C.F.R. §1.16(c))	17 - 20 =	0	\$ 18.00 each=	+ 0
Independent Claims (37 C.F.R. §1.16(b))	6 - 3 =	3	\$ 80.00 each=	+ 240.00
Multiple dependent claim(s), if any (37 C.F.R. §1.16(d))			\$270.00	+ 0
SUB-TOTAL =				950.00
Reduction by ½ for filing by a small entity				- 475.00
TOTAL FILING FEE =				\$475.00

10. Fee Payment

☐ Not Enclosed. **NO FEE IS BEING PAID BY CHECK OR DEPOSIT ACCOUNT AT THIS TIME.**

This application is being filed under the provisions of 37 C.F.R. §1.53(f).
 Applicant(s) await notification from the Patent and Trademark Office of the time
 set for filing the Declaration and paying the filing fees.

☒ Enclosed.

Two checks in the amounts of \$475.00 and \$40.00, representing a filing fee of
 \$475.00 and an assignment recordation fee of \$40.00 are enclosed.

11. ☒ **Except** for issue fees payable under 37 C.F.R. §1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. §1.136(a)(3).

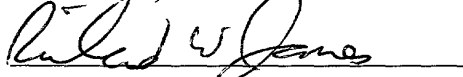
12. Additional papers enclosed:

- ☐ Preliminary Amendment
☒ Information Disclosure Statement
☒ Form PTO-1449, 2 references included
☒ NonPublication Request Under 35 U.S.C. 122(b)(2)(B)(i)
☐ Declaration of Biological Deposit
☐ Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.

Please accord this application an application number and filing date.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP



Richard W. James

Reg. No. 43,690

Dated: May 29, 2001

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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Andrew C. MYERS et al.
Serial No. Not Yet Assigned
Filed: Concurrently Herewith
For: "SYSTEM AND METHOD FOR EFFICIENT WIDE AREA
NETWORK ROUTING"

BOX PATENT APPLICATION
Assistant Commissioner for Patents
Washington, D.C. 20231

EXPRESS MAIL CERTIFICATE

"Express Mail" label number EJ836475138US
Date of Deposit May 29, 2001

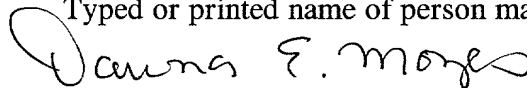
I hereby state the following papers are attached hereto:

Transmittal Letter (4 pages), U.S. Patent Application entitled "SYSTEM AND METHOD FOR EFFICIENT WIDE AREA NETWORK ROUTING", comprising a specification 32 pages with title page, claims (4 pages), Abstract of the Invention (1 page), drawings (9 sheets), Declaration (3 pages), Power of Attorney by Assignee (2 pages) with copy of Assignment (1 page), Recordation Form Cover Sheet (1 page), Assignment (1 page), NonPublication Request Under 35 U.S.C. 122(b)(2)(B)(i) (1 page), Information Disclosure Statement Under 37 C.F.R. § 1.97(b) (2 pages), PTO Form 1449 (2 pages), references (9), Check No. 3289 in the amount of \$475.00 for the filing fee and Check No. 3290 in the amount of \$40.00 for the recordation fee

which are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10, on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Dawna E. Mozes

Typed or printed name of person mailing paper



Signature of person mailing paper

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**NONPUBLICATION REQUEST
UNDER
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor **Andrew C. MYERS**

Title **SYSTEM AND METHOD FOR EFFICIENT WIDE
AREA NETWORK ROUTING**

Atty Docket Number **053683-5001**

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

5/29/01
Date


Signature

Typed or printed name
Richard W. James, Reg. No. 43,690

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231